

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

REUBEN RICHARDS, an individual, and
ROBERT GOLDBERG, an individual,

Plaintiffs,

vs.

TAHOE REGIONAL PLANNING AGENCY;
MARSHA BERKBIGLER, individually and in
her capacity as a Governing Board Member of
the Tahoe Regional Planning Agency; and
GONOWABIE PROPERTIES, LLC, a Nevada
limited liability company,

Defendant.

Case No. 3:20-cv-00468

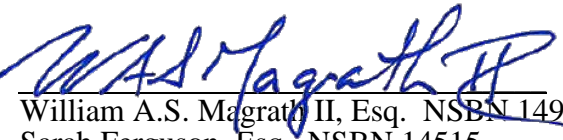
**ORDER FOR DISMISSAL WITH
PREJUDICE**

Plaintiffs, REUBEN RICHARDS, an individual, and ROBERT GOLDBERG, an individual (“Plaintiffs”), by and through Plaintiffs’ counsel, Courtney G. Forster, Esq., of The Gunderson Law Firm, Defendants, TAHOE REGIONAL PLANNING AGENCY (“TRPA”) and MARSHA BERKBIGLER, by and through their counsel, Debbie A. Leonard, Esq., of Leonard Law PC, and John L. Marshall, Esq., General Counsel, Tahoe Regional Planning Agency, and Defendant GONOWABIE PROPERTIES, LLC (“Gonowabie”), by and through its counsel, McDonald Carano LLP, and Feldman Thiel LLP, hereby stipulate and agree that this lawsuit, including all claims asserted and issues raised in this lawsuit, shall be dismissed with prejudice.

Gonowabie and Plaintiffs agree to bear their own attorney's fees and costs of this lawsuit. Gonowabie acknowledges that Gonowabie's indemnity obligations to TRPA under the LLA Permit require it to pay all fees and costs of TRPA and Berkbigler associated with this lawsuit and agrees to do so. Gonowabie further acknowledges and agrees that its indemnity obligations to TRPA, including its Board members, shall continue in force after the dismissal of this lawsuit. Plaintiffs shall not be responsible for any fees and costs incurred by TRPA and Berkbigler, including but not limited to any fees and costs associated with the administrative record.

Dated this 5th day of March 2021.

McDONALD CARANO LLP

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Attorneys for Defendant Gonowabie Properties, LLC

Dated this 5th day of March 2021.

THE GUNDERSON LAW FIRM

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Attorneys for Plaintiffs Reuben Richards and Robert Goldberg

1 Dated this 5th day of March 2021.

2 LEONARD LAW P.C.

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15 *Attorney for Defendants Tahoe Regional Planning*
16 *Agency and Marsha Berkbigler*

17 **IT IS SO ORDERED:**

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19 **UNITED STATES DISTRICT JUDGE**

20 **DATED: March 8, 2021.**

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